

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ANTHONY P. PURDY,

Plaintiff,

v.

TRAVIS WAMPLER, Douglas County  
Public Defender Office, Douglas  
County, City of Omaha,

Defendant.

CASE NO. 8:12CV302

MEMORANDUM  
AND ORDER

This matter is before the court on its own motion. On September 24, 2012, the court entered a Memorandum and Order provisionally filing this matter but requiring Plaintiff to either file a motion for leave to proceed in forma pauperis or pay the \$350.00 filing fee no later than October 24, 2012. (Filing No. [4](#).) The court warned Plaintiff that failure to comply with its Memorandum and Order would result in dismissal of this matter without further notice. (*Id.*) Plaintiff has not paid the \$350.00 filing fee or submitted a motion for leave to proceed in forma pauperis.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice for failure to pay the court's filing fee and for failure to comply with a court order; and
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 29<sup>th</sup> day of October, 2012.

BY THE COURT:

s/Laurie Smith Camp  
Chief United States District Judge

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